

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO: 18451 of 2004

Between:

Gollapalle Polamma, W/o. Guravaiah,
of Bedusupalli Mandal Praja Parishad Upper Primary School, R/o. Bedusupalli
Village, Gopavaram Mandal,
Kadapa District.

..... PETITIONER

AND

- 1 The District Collector, Kadapa, Kadapa District.
- 2 The Mandal Revenue Officer, Gopavaram Mandal, Kadapa District.
- 3 The Mandal Education Officer, Gopavaram Mandal, Kadapa District.
- 4 The Mandal Development Officer, Gopavaram Mandal, Kadapa District.
- 5 Batla Jayamma, W/o. Subbarayudu,
R/o. Bedusupalli Village, Gopavaram Mandal, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the 2nd respondent herein in issuing the proceedings Ref.No.B/600/4, dated 27-09-2004 terminating the petitioner from preparation of food for Mid Day Meal programme as illegal, arbitrary, unjust and violation of principles of natural justice and consequently the same is liable to be set aside.

Counsel for the Petitioner: MR.G.V.RAGHAVA REDDY, Advocate.

Counsel for Respondents 1 to 4.: Govt. Pleader for REVENUE.

Counsel for respondent No.5:

The Court made the following:

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Oral Order:

It is stated that the petitioner was appointed as implementing agency for providing Mid Day Meal to the school children of Bedusupalli Mandal Praja Prishad Upper Primary School. While so, basing on the recommendations of the Mandal Committee that the petitioner is not properly providing food to the children under the Mid Day Meal Programme, the 2nd respondent by the impugned proceedings dated 27-09-2004 terminated the services of the petitioner and appointed the 5th respondent as implementing agency. Questioning the same the present writ petition is filed.

Heard the learned Counsel for the petitioner and learned Government Pleader for Revenue for R1 to R4.

Under the scheme for supply of Mid Day Meal, Collector is the overall supervising authority and the Joint Collector is the monitoring authority against the appointments and terminations made thereunder.

In view of the same, petitioner has to approach the Joint Collector with appropriate representation. On making such representation the Joint Collector has to consider the same and pass appropriate orders within two weeks thereafter.

The writ petition is accordingly disposed of. No costs.

_____ A.GOPAL REDDY, J.

11-10-2004

Note: Issue CC in three days.

(bo)

Murthy

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 The District Collector, Kadapa, Kadapa District.
- 2 The Mandal Revenue Officer, Gopavaram Mandal, Kadapa District.
- 3 The Mandal Education Officer, Gopavaram Mandal, Kadapa District.
- 4 The Mandal Development Officer, Gopavaram Mandal, Kadapa District.
5. Two CCs to the Govt. Pleader for Revenue,

High Court Buildings, Hyderabad (OUT)

2.2CD copies.